

ORIGINAL

FILED

07/29/2016

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: DA 16-0242

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 16-0242

IN THE MARRIAGE OF:

HEATHER N. NAGEL,
n/k/a HEATHER. CONNOR,

Petitioner and Appellant,

and

CODY J. NAGEL,

Respondent and Appellee.

FILED

JUL 29 2016

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CLERK OF THE SUPREME COURT
STATE OF MONTANA

**MOTION FOR EXTENSION OF TIME
AND AFFIDAVIT IN SUPPORT**

Paul Sullivan, counsel of record for Petitioner and Appellant, respectfully requests an extension of time until August 31, 2016, in which to prepare, file, and serve the Appellant's opening brief in the above-entitled matter. In support of this motion, undersigned counsel respectfully submits the following affidavit.

Respectfully submitted July 29, 2016.

~~MEASURE, SAMPSEL, SULLIVAN & O'BRIEN, P.C.~~

By:


Paul Sullivan

STATE OF MONTANA)
 :ss.
County of Flathead)

I, Paul Sullivan, pursuant to § 1-1-203, MCA, declare:

1. I am a licensed, practicing attorney in the State of Montana.
2. I am counsel of record for the Appellant in this case.
3. The Appellant's opening brief is presently due on August 1, 2016.

This is the second request for an extension.

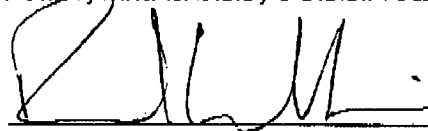
4. I am in need of additional time to complete review of the trial transcripts, research, and writing of Appellant's opening brief. Further, the parties have reached a settlement agreement and are awaiting final implementation.

5. I will work diligently to complete the matter in the time requested.
6. Opposing counsel has been contacted and does not object.
7. I declare under penalty of perjury that the foregoing is true and correct.

DATED: July 29, 2016.

MEASURE, SAMPSEL, SULLIVAN & O'BRIEN, P.C.

By:



Paul Sullivan

CERTIFICATE OF SERVICE

I hereby certify that I filed this Motion for Extension of Time and Affidavit
in Support with the Clerk of the Supreme Court of Montana on July 29, 2016, at
2:40p.m.

I hereby certify that on July 29, 2016, I electronically served, mailed or
emailed a true and accurate copy of the foregoing Motion for Extension of Time
and Affidavit in Support to:

JENNIFER FORSYTH
Lorang Law, PC
410 3rd Avenue
Havre, MT 59501

Margene Wiegand